

**All corrections to notes on this calendar
must be filed no later than 12 P.M.
(noon) on 3-15-04. Documents filed after
this time will not be reviewed before the
hearing and will likely result in a
continuance of your case.**

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE ROBERT E LAW

DATE: 03/19/04

TIME: 8:30

DEPT: V9G -----

1. CASE #: VC VS00325

CASE NAME: MATTER OF DERMOTT ROBERT WOODBYRNE

HEARING:

Hearing re: FINAL ACCTG & REIMBURSEMENT OF A/F

COUNSEL:

ROBERT WOODBYRNE

(PET) ... ALAN LEIGH ARMSTRONG

DERMOTT ROBERT WOODBYRNE

(PCE)...JOHN C SPAHN

GENERAL INFORMATION: Conservatee died on 12-10-03. The accounting covers 4-15-03 through 12-10-03.

THIS CASE IS SET FOR HEARING ON final accounting and report.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Page 2, line 7, Page 3, line 15 and page 4, line 3 of the report make no sense. Please clarify these portions of the report.
2. Attorney requests fees of \$1,220 representing 6.10 hours at \$200 per hour. The amount is generally itemized, but no actual itemization is presented.
3. Petitioner requests that the estate be distributed pursuant to Pr.C. § 13100. Using the fair market value of the assets at page 9 and deducting the payment of creditors and attorney fees it would appear that the estate would qualify for such distribution.
4. Is petitioner waiving fees?
5. File order after hearing.

RECOMMENDATION:

If petition granted court will have to set future dates. Set hearing for filing of receipts and final discharge order for 4-8-05.

Superior Court of Calif, County of San Bernardino

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PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE ROBERT E LAW -----

DATE: 03/19/04

TIME: 8:30

DEPT: V9G

. CASE #: VC VS00325

CASE NAME: MATTER OF DERMOTT ROBERT WOODBYRNE

HEARING:

Hearing re: 2ND & FINAL ACCT & RPT OF CONSERV

COUNSEL:

ROBERT WOODBYRNE (PET) ... ALAN LEIGH ARMSTRONG

DERMOTT ROBERT WOODBYRNE (PCE)...JOHN C SPAHN

GENERAL INFORMATION: see preceding page.

CIVCAL4

PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE ROBERT E LAW -----

DATE: 03/19/04

TIME: 8:30

DEPT: V9G -----

1. CASE #: VC VS00330

CASE NAME: MATTER OF JOHN L KOZAK

HEARING:

Hearing Re: Accounting Review.

COUNSEL:

HERBERT DOTY

(PET) ... DAVID W BROWN

JOHN L KOZAK

(PCE)...JOHN C SPAHN

GENERAL INFORMATION: matter has been continued 4 times. Counsel was present in court and is aware of the need to file the report.

THIS CASE IS SET FOR HEARING ON accounting review

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. No accounting filed.

RECOMMENDATION:

Set O.S.C. re removal. Have the clerk give notice.

Superior Court of Calif, County of San Bernardino

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CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE ROBERT E LAW

DATE: 03/19/04

TIME: 8:30

DEPT: V9G -----

1. CASE #: VC VS00366

CASE NAME: MTR OF BENNIE ROBERT WADSWORTH, SR

HEARING:

Hearing Re: INVENTORY AND APPRAISAL.

COUNSEL:

SHERRI WALASZEK

(CPE)...JANET M HERRING

BENNIE ROBERT WADSWORTH SR

(CEP)...

BENNY ROBERT WADSWORTH

(OBJ)...PRO/PER

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON filing of inventory and appraisal

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. The inventory and appraisal has been filed.

RECOMMENDATION:

The matter may go O/C.

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE ROBERT E LAW -----

DATE: 03/19/04 TIME: 8:30 DEPT: V9G -----

1. CASE #: VC VS00391

CASE NAME: CONSERVATORSHIP OF JAMES W. MOOMAW

HEARING:

Hearing Re: INVENTORY AND APPRAISAL.

	COUNSEL:
WANDA M LOWRY	(PET) ...ROLF D RITSCHER
JAMES W MOOMAW	(CEP) ... JOHN C SPAHN
VERNA LYNN NORRIS	(OBJ)...PRO/PER
PUBLIC GUARDIAN	(PRO/PER)...PRO/PER

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON filing of inventory and appraisal

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Inventory and appraisal has been filed.
2. Copies of investment account statements verifying the balance of cash or securities shall be filed with all inventories and/or accountings. Please file those documents.

RECOMMENDATION:

Require filing of bank statements.

Superior Court of Calif, County of San Bernardino

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PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE ROBERT E LAW

DATE: 03/19/04

TIME: 8:30

DEPT: V9G -----

1. CASE #: VC VS00396

CASE NAME: CONSERVATORSHIP OF LA'SAAD ALI BRUMFIELD

HEARING:

Hearing re: Inventory and appraisal

COUNSEL:

MARLENE H BRUMFIELD

(PET) ... PRO/PER

LA'SAAD BRUMFIELD

(CEP) ...CALDWELL, KENNEDY & PORTER, A.

GENERAL INFORMATION: it appears that this matter is on calendar in error. On 10-31-03 the Conservator filed a petition asking to be relieved as temporary Conservator and to withdraw her petition for conservatorship in that the Public Guardian had filed an LPS guardianship in San Bernardino. The Conservator's petition was granted relieving her. It would therefore appear that the hearing for inventory and appraisal scheduled for today and the hearing for accounting scheduled for 10-22-04 should have been vacated.

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE ROBERT E LAW -----

DATE: 03/19/04 TIME: 8:30 DEPT: V9G -----

1. CASE #: VC VS00403

CASE NAME: CONSERVATORSHIP OF JERRY R. JONES, SR.

HEARING:

Petition for FOR REIMBURSEMENT OF EXPENSES BY CONSERVATOR

	COUNSEL:
DEBRA BLACKMORE	(PET) ... STANLEY W HODGE
JERRY R JONES SR	(CEP) ...CALDWELL, KENNEDY & PORTER
MELODIE SCOTT	(PET) ... PRO/PER
LARRY HAYEK	(PET) ... JAMES BRUCE MINTON
FRANCES HAYEK	(PET) ... JAMES BRUCE MINTON
JERRY R JONES JR	(OBJ)...ZUMBRUNN LAW CORPORATION

GENERAL INFORMATION: No file available for review.

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE ROBERT E LAW

DATE: 03/19/04

TIME: 8:30

DEPT: V9G -----

I. CASE #: VC VS00418

CASE NAME: MTR OF CLIFFORD LEPISTO

HEARING:

Petition for Appointment of Conservator

COUNSEL:

JAN LEPISTO

(PET) ... JANET M HERRING

CLIFFORD LEPISTO

(PCE)...

GENERAL INFORMATION: Matter has previously been continued at the request of the Court Investigator. Note: if Conservatee appears, a sign language interpreter will be needed.

THIS CASE IS SET FOR HEARING ON Petition for conservatorship of the person and the estate.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Need Court Investigator report.
2. Petition requests that there be no bond because all income is used for the care of the Conservatee. However, I do not believe this is a proper ground under the code to waive bond. See Pr.C. §§ 2323 and 2628. Bond should be set in the amount of \$16,514.

RECOMMENDATION:

If petition granted court will have to set future dates. Set hearing for filing of inventory and appraisal for 8-27-04. Set hearing for accounting review for 4-8-05. Accounting to be filed 30 days in advance.

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE ROBERT E LAW -----

DATE: 03/19/04 TIME: 8:30 DEPT: V9G -----

1. CASE #: VG VS00925

CASE NAME: MTR OF STEPHANIE LEANN FARMER

HEARING: Accounting Review

COUNSEL:

THOMAS STEPHEN GOODSPEED (PET) ...GAW VAN MALE SMITH MYERS & MIR
STEPHANIE LEANN FARMER (MIN)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON accounting review.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Matter is set for accounting review. No accounting has been filed.

RECOMMENDATION:

Suggest clerk notice counsel and guardian of the need to file the document.

Superior Court of Calif, County of San Bernardino

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PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE ROBERT E LAW -----

DATE: 03/19/04 TIME: 8:30 DEPT: V9G -----

1. CASE #: VG VS01218

CASE NAME: MATTER OF NICHOLAS JAMES JENSEN

HEARING:

Petition for Appointment of Guardian

QUEEN E WOOTEN	COUNSEL: (PET) ... PRO/PER
NICHOLAS JAMES JENSEN	(MIN)...
LYNETTE MADSEN JENSEN	(PET) ... PRO/PER
PATRICIA RILEY	(PET) ... PRO/PER

GENERAL INFORMATION: No file available for review.

CIVCAL4

PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE ROBERT E LAW -----

DATE: 03/19/04

TIME: 8:30

DEPT: V9G -----

I. CASE #: VG VS01314

CASE NAME: MTR OF MARIAN ROSE ROWUIN

HEARING:

Petition for Termination of Guardianship

COUNSEL:

BEVERLY DUNCAN

(PET) ... PRO/PER

MARIAN ROSE ROWUIN

(MIN)...

GENERAL INFORMATION: the petitioner is the guardian. She is filing this petition as the minor is now living with an aunt in Palmdale. A guardianship is pending in Los Angeles to give the aunt guardianship. It is necessary to terminate this guardianship in order for the Los Angeles petition to go forward.

THIS CASE IS SET FOR HEARING ON petition to terminate guardianship.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. File notice of hearing and proof of service on all persons listed in section 8 of petition including minors 12 and over.

RECOMMENDATION:

Recommended for approval subject to number 1.

Superior Court of Calif, County of San Bernardino

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PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE ROBERT E LAW

DATE: 03/19/04

TIME: 8:30

DEPT: V9G -----

1. CASE #: VG VS01475

CASE NAME: GUARDIANSHIP OF ETHAN EDWARD/MAKAYLA SKY RODINE

HEARING:

Hearing Re: REVIEW.

COUNSEL:

EDWARD RODINE

(PET) ... PRO/PER

CORINNE RODINE

(PET) ... PRO/PER

ETHAN EDWARD RODINE

(MIN)...

MAKAYLA SKY RODINE

(MIN)...

GENERAL INFORMATION: On 9-16-03 the court granted a guardianship petition. The court also made visitation orders. Matter is on for review of those orders. Nothing new filed.

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE ROBERT E LAW

DATE: 03/19/04

TIME: 8:30

DEPT: V9G -----

1. CASE #: VG VS01529

CASE NAME: MTR OF ALBERT JOSEPH & ARAIA JASMINE VALENZUELA

HEARING:

Hearing Re: Petition for Appt of Guardian/Trial Setting.

COUNSEL:

NATHAN STRACENER	(PET) ...SHERRI L KASTILAHN
ALBERT JOSEPH VALENZUELA	(MIN)...
ARAIA JASMINE VALENZUELA	(MIN)...
JUNISE STRACENER	(PET) ...SHERRI L KASTILAHN
ALBERT VALENZUELA	(OBJ)...DAVID & TURNER

GENERAL INFORMATION: court has referred the matter to the Court Investigator for a report and recommendation. We are awaiting report.

THIS CASE IS SET FOR HEARING ON Petition for guardianship, person only, by caregivers, minors 3 and 2.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Need D.C.S. report as petitioners not related to minors. Also need proof of registration with the county and the state as professional guardians.
2. Court has dispensed with notice to grandparents. Mother has been served. Father has filed written objections and has therefore subjected himself to the jurisdiction of the court.
3. Father has filed written objections. Based on father's objections the court terminated the temporary guardianship.
4. Matter is contested.

RECOMMENDATION:

Court should waive further notice to the father, as he has subjected himself to the jurisdiction of the court.

Court is awaiting report of Court Investigator.

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE ROBERT E LAW -----

DATE: 03/19/04 TIME: 8:30 DEPT: V9G -----

1. CASE #: VG VS01538

CASE NAME: MTR OF STEVEN A CUEVAS

HEARING:

Petition for Appointment of Guardian

COUNSEL:

CYNTHIA LUAS (PET) ... PRO/PER

STEVEN A CUEVAS (MIN) ...

GENERAL INFORMATION: Temporary orders were denied.

THIS CASE IS SET FOR HEARING ON Petition for guardianship, person only, by caretaker, minor 16.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Petitioner filed due diligence declarations as to paternal grandparents indicating that she does not know who they are or where they live.
2. Court ordered mother to file written objections. No objections have been filed. If court continues a matter for filing of written objections or response and party fails to serve and file a timely objection or response, the court may deem the objection or response waived. (Cal. Rule of Court 7.801.)
3. Matter is referred to Court Investigator. We are awaiting report.

RECOMMENDATION:

Determine if due diligence declarations are sufficient.

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE ROBERT E LAW -----

DATE: 03/19/04 TIME: 8:30 DEPT: V9G -----

1. CASE #: VG VS01557

CASE NAME: MTR OF JASMIN, JANESEA, DALLAS & JALINA VERONICA

HEARING:

Petition for Appointment of Guardian

COUNSEL:

LAURA RAMIREZ	(PET)...
ISAAC RAMIREZ	(PET) ... PRO/PER
JASMIN VERONICA	(MIN)...
JANESEA VERONICA	(MIN)...
DALLAS VERONICA	(MIN)...
JALINA VERONICA	(MIN)...

GENERAL INFORMATION: Temporary letters issued 1-28-04.

THIS CASE IS SET FOR HEARING ON Petition for guardianship, person only, by great maternal aunt and uncle, minors 10, 9, 7 and 3.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. File notice of hearing and proof of service per order prescribing notice.

RECOMMENDATION:

None.

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PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE ROBERT E LAW -----

DATE: 03/19/04

TIME: 8:30

DEPT: V9G -----

1. CASE #: VG VS01568

CASE NAME: MTR OF SIERRA M FRECH

HEARING:

Petition for Appointment of Guardian

COUNSEL:

CAROLYN R FRECH

(PET) ... PRO/PER

SIERRA M FRECH

(MIN)...

GENERAL INFORMATION: Temporary letters issued 2-9-04.

THIS CASE IS SET FOR HEARING ON Petition for guardianship, person only, by paternal grandmother, minor 3.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. File notice of hearing and proof of service per order prescribing notice.

RECOMMENDATION:

None.

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE ROBERT E LAW -----

DATE: 03/19/04 TIME: 8:30 DEPT: V9G -----

1. CASE #: VG VS570

CASE NAME: IN THE MTR OF RYAN ALAN NELSON

HEARING:

Hearing Re: ACCOUNTING REVIEW.

COUNSEL:

CAROL A FRAZIER (PLA)...

TIMOTHY F FRAZIER (PLA)...PRO/PER

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON accounting review.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. No accounting filed. Clerk has given notice.

RECOMMENDATION:

Suggest the court suspend powers and set the matter for an O.S.C. re failure to file required documents. Issue a citation and have it personally served on the guardian.

PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE ROBERT E LAW

DATE: 03/19/04

TIME: 8:30 AM

DEPT: V-9 G

CASE #: VG VS01545

CASE NAME: MATTER OF BONNIE MARIE LESLIE

HEARING: PETITION FOR APPT OF GUARDIAN (CONT'D) COUNSEL:

JOY LEAIR

PET

JAMES E NEWHAM

BONNIE MARIE LESLIE

MIN

GENERAL INFORMATION: Temporary letters issued 1-7-04. Continued from 2-20-04.
Nothing new filed.

THIS CASE IS SET FOR HEARING ON Petition for guardianship, person only, by
friend, minor 13.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. File notice of hearing and proof of personal service on minor.
2. Mother has signed consent and waiver.
3. Petitioner not related to minor. Need D.C.S. report.
4. Court may wish to review confidential screening form.

RECOMMENDATION:

None.

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT -----

DATE: 03/19/04 TIME: 8:30 DEPT: VPR -----

I. CASE #: VPRVS2826

CASE NAME: IN THE ESTATE OF FRANK A EBERT

HEARING:

Hearing re: 1ST & FINAL ACCT CURRENT, RPT OF EXECUTOR

COUNSEL:

FRANK ANTON EBERT (PLA)...

MARY EBERT (PET) ...ZUMBRUNN LAW CORPORATION

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON 1st and final account and report.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. One of the heirs took some of the estate assets without permission of the remaining beneficiaries. It is requested that the value of these items be deemed a preliminary distribution.
2. Statutory fees are \$3,402. Attorney requests extra-ordinary fees of \$5,280. Attorney has provided an adequate declaration to support the request for extra-ordinary fees. Petitioner requests extra-ordinary fees of \$1,320. Do not see declaration from petitioner to support request. File supplemental.
3. There is a request to withhold \$2,000 in closing costs.

RECOMMENDATION:

Recommended for approval subject to number 2. Set hearing for filing of receipts and final discharge order for 4-8-05.

Superior Court of Calif, County of San Bernardino

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PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT

DATE: 03/19/04

TIME: 8:30

DEPT: VPR -----

1. CASE *: VPRVS00944

CASE NAME: ESTATE OF KATHLEEN DUSATKO

HEARING:

Hearing Re: STATUS/RECIEPT & DISCHARGE ORDER.

KATHLEEN DUSATKO

(DEC)...

GENERAL INFORMATION: This case is trailing VCV 016911. Nothing new filed.

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT -----

DATE: 03/19/04

TIME: 8:30

DEPT: VPR -----

1. CASE #: VPRVS01563

CASE NAME: THE DOROTHY L FENSKE LIVING TRUST

HEARING:

Hearing re: OSC RE: FILING COMPLETE ACCOUNTING

COUNSEL:

JUDY LONG

(PET) ... DAVID W BROWN

DOROTHY L FENSKE

(DEC)...

GENERAL INFORMATION: Matter has been continued many times. On 8-29-03 the court ordered Terry Fenske to file an accounting prior to 11-7-03. Nothing filed to date. Mr. Fenske was not present in court and there is no proof of service of the court's order in the file.

THIS CASE IS SET FOR HEARING ON filing of accounting.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. No accounting filed.
2. No proof of service of court's order, ordering the accounting. It does not appear that the court ever signed the order. Hence, it would not have been possible to serve the order.

RECOMMENDATION:

Determine from counsel if order was ever signed and served. If not, court should sign order on the inside left portion of the file.

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT -----
-----DATE: 03/19/04 TIME: 1:30 DEPT: VPR -----

1. CASE #: VPRVS01586

CASE NAME: ESTATE OF WILLIAM BASINGER

HEARING:

Hearing Re: EVIDENTIARY HEARING.

	COUNSEL:
LOIS L ARMOUR	(PET) ...DELWICHE & VON DOLLEN
BARRON CHRISTIAN	(PET)...DELWICHE & VON DOLLEN
WILLIAM BASINGER	(DEC)...

GENERAL INFORMATION: This matter came on as a petition to determine ownership of estate property and order to transfer estate property. Petitioner contends that certain assets are held in a bank account with a Totten Trust designation. Petitioner contends that the 2 beneficiaries of the Totten Trust were caring for the decedent before his death and exercised undue influence on him to have him sign the estate into a Totten Trust. Petitioner requests that the court find that the account should in fact be an asset of the estate.

THIS CASE IS SET FOR HEARING ON evidentiary hearing.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Original notice appears complete as to Brenda Fernandez. However, court ordered that notice be given as to the evidentiary hearing. Do not see proof of notice in the file.
2. A document has been filed that disclaims Kim Sandaval's interest in the bank account. The document is not notarized. Assuming that the signature is genuine then Ms. Sandaval is treated as if she predeceased the decedent and her share would go to the remaining beneficiary. (Pr.C. § 5302(c)(2)(A). At this point that would be Ms. Fernandez.
3. There is no opposition in the file from Fernandez.

RECOMMENDATION:

Determine if notice was given to Fernandez of this hearing.

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PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT -----

DATE: 03/19/04

TIME: 8:30

DEPT: VPR -----

1. CASE #: VPRVS01835

CASE NAME: ESTATE OF GORDON C FOSTER

HEARING:

Hearing re Final Discharge

COUNSEL:

SANDRA KAY ADAMS

(PET) ... ROBERT LEWIS RAUPP

GORDON C FOSTER

(DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON filing of receipts and final discharge.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Receipts have been filed.
2. Need final discharge order.

RECOMMENDATION:

Order counsel to file final discharge order.

Superior Court of Calif, County of San Bernardino

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PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT

DATE: 03/19/04

TIME: 8:30

DEPT: VPR -----

1. CASE #: VPRVS01859

CASE NAME: ESTATE OF DORIS T BROWN

HEARING: Accounting Review

COUNSEL:

JUDITH A HILL

(PET) ... GERALD R LUNDBERG

DORIS T BROWN

(DEC) ...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Final report on waiver of accounting.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Accounting is properly waived.
2. Statutory fees are \$8,235.78. Petitioner waives fees. Attorney waives all but \$4,500.
3. Petitioner distributed 77% of the estate without court approval and in violation of the code. She did this prior to retaining counsel. It does not appear that any creditor or beneficiary was injured by the improper distribution.
4. There is a request to withhold \$3,000 in closing costs.

RECOMMENDATION:

Recommended for approval. Set hearing for filing of receipts and final discharge order for 4-8-05.

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT

DATE: 03/19/04 TIME: 8:30 DEPT: VPR -----
1. CASE #: VPRVS01905

CASE NAME: ESTATE OF MARSHALL VAN BUREN WILLIAMS

HEARING:

OSC re: FAILURE TO FILE REQUIRED DOCUMENTS

COUNSEL:

LISA Y WILLIAMS (PET) ... PRO/PER

MARSHALL VAN BUREN WILLIAMS (DEC)...

GENERAL INFORMATION: The petitioner has again failed to appear and has failed to file required documents. This is the third time the court has had to issue citations as to this individual. To date the costs of service alone is \$90. The petitioner has failed to file inventory and appraisal.

THIS CASE IS SET FOR HEARING ON O.S.C. re failure to file required documents.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Nothing new filed.

RECOMMENDATION:

Set matter for O.S.C. re removal. Have the clerk give notice.

Superior Court of Calif, County of San Bernardino

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PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT

DATE: 03/19/04

TIME: 8:30

DEPT: VPR -----

1. CASE #: VPRVS01927

CASE NAME: ESTATE OF CLARA REVA ROSE BLEVINS

HEARING:

Status Conference

COUNSEL:

RAY VAUGHN JR

(PET) ... DAVID W BROWN

CLARA REVA ROSE BLEVINS

(DEC)...

DEPT OF HEALTH SERVICES

(TP)...PRO/PER

GENERAL INFORMATION: No file available for review.

PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RUFUS L. YENT

DATE: 03/19/04

TIME: 8:30

DEPT: V-10

CASE #: VPR VSO 1949

CASE NAME: ESTATE OF MARGARET K. WALKER

HEARING: HEARING RE: FINAL ACCOUNT & REPORT, & PTN FOR FINAL
DISTRIBUTION

COUNSEL:

KENNY L. WALKER

PET DRUCKER & STEINSCHRIBER

MARGARET K WALKER

DEC

DEPT OF HEALTH SVCS

TP

GENERAL INFORMATION: No file available for review.

Superior Court of Calif, County of San Bernardino

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PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT

DATE: 03/19/04

TIME: 8:30

DEPT: VPR -----

I. CASE #: VPRVS01957

CASE NAME: ESTATE OF ROBERT M SCHOESER (*MF*)

HEARING:

Status Conference

COUNSEL:

MARILYN STAFFORD
ROBERT M SCHOESER
MARY E SCHOESER
MARY SCHOESER

(PET) ... GERALD R LUNDBERG
(DEC)...
(PET) ...KLEIN,DENATALE,GOLDNER,COOPER,
(OBJ)...ZUMBRUNN LAW CORPORATION

GENERAL INFORMATION: Matter continued from 12-19-03 for the filing of a stipulation. The stipulation was filed on 1-13-04. The stipulation indicates that the petition of Marilyn Stafford to be appointed administrator shall be granted upon the filing of a bond in the amount of \$90,000. Stafford is to have full authority under the Independent Administration of Estates Act. The stipulation also indicates that the restriction on distributions from the Merrill Lynch account shall be lifted upon the filing of bond and the issuance of letters. Finally the will contest filed by Mary Schoeser shall be deemed a timely filed petition for revocation under Pr.C. § 8270. The court approved and signed the stipulation.

THIS CASE IS SET FOR HEARING ON status conference.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. What the stipulation does not say is whether the court is to deem the now identified petition for revocation properly served. Please clarify.
2. No bond has been filed and the letters have not issued.
3. Is the answer of Marilyn Stafford, to the will contest, to be deemed the answer to the petition to revoke?

RECOMMENDATION:

If the newly styled petition is to be deemed served and the answer previously filed is to be deemed the answer then the matter is at issue. Matter is on for status. The court may wish to inquire as to necessary time for discovery and the court may also wish to set the matter for MSC.

Superior Court of Calif, County of San Bernardino

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CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT -----

DATE: 03/19/04 TIME: 8:30 DEPT: VPR -----

I. CASE #: VPRVS01972

CASE NAME: ESTATE OF DONALD GENE TERRILL

HEARING: Accounting Review

COUNSEL:

LISA M TERRILL (PET) ... CASEY & RICHARDS

DONALD GENE TERRILL (DEC)...

GENERAL INFORMATION: Final accounting already approved. Matter may go O/C.

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT -----

DATE: 03/19/04 TIME: 8:30 DEPT: VPR -----

1. CASE *: VPRVS02043

CASE NAME: ESTATE OF SUSAN LYNN DRECKMAN

HEARING:

Petition for FOR STLMNT OF 1ST & FINAL ACCT OF ESTATE

COUNSEL:

JOSHUA D BRATCHER (PET) ... DAVID W BROWN

SUSAN LYNN DRECKMAN (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON first and final account and report.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Statutory fees are \$5,350. Petitioner waives fees.
2. There are no liquid assets. How is counsel to be paid?
3. File order after hearing.

RECOMMENDATION:

Recommended for approval subject to number 2. Set hearing for filing of receipts and final discharge order for 4-8-05.

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT -----

DATE: 03/19/04 TIME: 8:30 DEPT: VPR -----

1. CASE #: VPRVS02107

CASE NAME: MATTER OF JOE A OBER

HEARING:

Hearing Re: FIRST AND FINAL REPORT OF EXECUTOR ETC.

ALAN TEAGUE	(PET) ...MCINTIRE LAW CORP
JOE A OBER	.(DEC)...
MICHAEL BALZANO	(PET) ...MCINTIRE LAW CORP
M DANIEL SAYLOR	(TP)...M DANIEL SAYLOR

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON first and final report on waiver of account.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. There were 2 specific bequests. One was extinguished by the fact that the item to be delivered to Linda Johnson was disposed of by the decedent during decedent's life time. The other bequest was to Alan Teague. The item to be delivered to him, a GMC automobile, still exists. Teague signed a disclaimer. Petitioner contends that this means that petitioner and his wife are now the only beneficiaries. This is an incorrect interpretation of the law. By "disclaiming" his interest Teague's heirs step into his shoes. Hence, the vehicle must be distributed to Teague's heirs. Unless it is determined that Teague was in error and thought he was signing an assignment. In order to clear this up Teague must submit a declaration indicating that on advice of counsel he signed the disclaimer believing it to be an assignment of interest. He must revoke the disclaimer and then assign the property to the remaining beneficiaries or the residue of the estate.
2. Unless the petitioner corrects the problem in number 1, he and his wife are not the sole beneficiaries and therefore do not have the power to waive an accounting. The fact that Teague waived an accounting is irrelevant in that the beneficiaries would now be his heirs.
3. File notice of hearing and proof of service including service to Teague's heirs.
4. Statutory fees are \$6,052. Petitioner waives fees.

RECOMMENDATION:

If petition granted court will have to set future dates. Set hearing for filing of receipts and final discharge order for 4-8-05

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT -----

DATE: 03/19/04 TIME: 8:30 DEPT: VPR -----

1. CASE #: VPRVS02121

CASE NAME: ESTATE OF THELMA BERNARD

HEARING:

Hearing re: Inventory and appraisal

COUNSEL:

MARILYN HICKMAN (PET) ... KAREN A STEVENSON

THELMA NOLENE BERNARD (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON filing of inventory and appraisal

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. The inventory and appraisal has not been filed.

RECOMMENDATION:

Suggest the clerk notice counsel or administrator of the need to file the documents.

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT -----

DATE: 03/19/04 TIME: 8:30 DEPT: VPR -----

1. CASE #: VPRVS02216

CASE NAME: ESTATE OF ADWINA LIKINS

HEARING:

Petition for Letters of Admin. WWA W/ Limited Authority under IAEA

COUNSEL:

RAYMOND J LIKINS

(PET) ... JAMES BRUCE MINTON

ADWINA LIKINS

(DEC)...

PAMELA LIKINS

(PET) ... DIANA CARLONI NOURSE

GENERAL INFORMATION: An original petition was filed in this case, but the petitioner passed away. An amended petition has been filed naming a new person as the petitioner. In that case the entire matter starts over.

THIS CASE IS SET FOR HEARING ON Petition to administer, with full I.A.E.A authority and no bond.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. File proof of publication.
2. Petition indicates that will waives bond. It does not waive bond as to this administrator. Additionally petition indicates that all heirs have waived bond. This is incorrect. Raymond is an heir. Raymond died before this amended petition was filed and did not waive bond as to this individual. Raymond's heirs or personal representative would have to waive bond on his behalf. However, only limited power is sought and all property is real property. Under such circumstances bond is not required. If the assets of this estate become liquid, court can again visit the issue of bond. Court should require petitioner to notice the court within 72 hours of receiving liquid assets into the estate.

RECOMMENDATION:

If petition granted court will have to set future dates. Set hearing for filing of inventory and appraisal for 8-27-04. Set hearing for filing of status report and/or accounting for 4-8-05. Any accounting to be filed 30 days in advance.

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT -----

DATE: 03/19/04 TIME: 8:30 DEPT: VPR -----

1. CASE #: VPRVS02254

CASE NAME: MTR OF MC CLEAN REVOCABLE TRUST

HEARING:

Petition for TO DETERMINE BENEFICIARIES & TO DETERM TO WHOM PROPERTY
OF TRUST SHALL PASS

	COUNSEL:
BERNADETTE BROWN	(PET) ... JAMES BRUCE MINTON
SIDNEY MC CLEAN	(DEC)...
MAVIS MC CLEAN	(DEC)...

GENERAL INFORMATION: Continued from 1-30-04. Petitioner alleges that she is a beneficiary under the above named trust, although she is not in possession of a copy of the trust instrument. Petitioner requests the court order the trustee to provide a copy of the trust instrument, that the petitioner be provided with details of the sale of trust property, that the trustee be ordered to account and that the trustee be required to give written notice of all transactions involving the trust pursuant to Pr.C. § 17204.

THIS CASE IS SET FOR HEARING ON petition to determine beneficiaries and to determine to whom proper of trust shall pass.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. This action is brought as a beneficiary of the trust. It has not been established that the petitioner is in fact a beneficiary. Suggest the court order trustee to provide a copy of the trust to the court for in camera review of the trust so the court can first determine if the petitioner has standing. This note was on the 1-30-04 notes and is not addressed in the minute order. It is therefore not known if the issue was resolved.
2. Notice appears to be complete.

RECOMMENDATION:

None

CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT -----

DATE: 03/19/04 TIME: 8:30 DEPT: VPR -----

1. CASE #: VPRVS02282

CASE NAME: ESTATE OF PRESTON GEORGE PIVAROFF

HEARING:

Petition for Letters of Admin. W/ Full Authority under IAEA.

COUNSEL:

LAURIE PIVAROFF (PET) ...BEWLEY, LASSLEBEN & MILLER

PRESTON GEORGE PIVAROFF (DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition to administer, with full I.A.E.A authority and \$90,000 bond.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. File proof of publication.

RECOMMENDATION: Recommended for approval subject to number 1. Set hearing for filing of inventory and appraisal for 8-27-04. Set hearing for filing of status report and/or accounting for 4-8-05. Any accounting to be filed 30 days in advance.

Superior Court of Calif, County of San Bernardino

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CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE JUDGE RUFUS L YENT

DATE: 03/19/04

TIME: 8:30

DEPT: VPR -----

I. CASE #: VPRVS02293

CASE NAME: ESTATE OF MABEL ELLA WIDNEY

HEARING:

Petition for Letters of Admin. W/ Full Authority under IAEA.

COUNSEL:

WANDA VAN ENGEN

(PET) ... WILLIAM R REMERY

MABEL ELLA WIDNEY

(DEC)...

GENERAL INFORMATION:

THIS CASE IS SET FOR HEARING ON Petition to administer, with full I.A.E.A
authority and no bond.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. File proof of publication.
2. Sole heir waives bond.

RECOMMENDATION:

Recommended for approval subject to number 1. Set hearing for filing of inventory and appraisal for 8-27-04. Set hearing for filing of status report and/or accounting for 4-8-05. Any accounting to be filed 30 days in advance.